



# STATE OF WISCONSIN

# Assembly Journal

## January 2011 Special Session

3:45 P.M.

TUESDAY, January 18, 2011

The Assembly met in the Assembly Chamber located in the State Capitol.

Representative Suder in the chair.

The Assembly dispensed with the call of the roll.

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### AMENDMENTS OFFERED

Assembly amendment 8 to **Assembly Bill 1, January 2011 Special Session** offered by committee on **Judiciary and Ethics**.

Assembly amendment 9 to **Assembly Bill 1, January 2011 Special Session** offered by committee on **Judiciary and Ethics**.

Assembly amendment 10 to **Assembly Bill 1, January 2011 Special Session** offered by committee on **Judiciary and Ethics**.

Assembly substitute amendment 1 to **Assembly Bill 2, January 2011 Special Session** offered by joint committee on **Finance**.

Assembly substitute amendment 1 to **Assembly Bill 3, January 2011 Special Session** offered by joint committee on **Finance**.

Assembly substitute amendment 2 to **Assembly Bill 3, January 2011 Special Session** offered by joint committee on **Finance**.

Assembly amendment 4 to **Assembly Bill 3, January 2011 Special Session** offered by joint committee on **Finance**.

Assembly amendment 5 to **Assembly Bill 3, January 2011 Special Session** offered by joint committee on **Finance**.

Assembly amendment 6 to **Assembly Bill 4, January 2011 Special Session** offered by joint committee on **Finance**.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

### Assembly Bill 8, January 2011 Special Session

Relating to: the authority of a state agency to promulgate rules interpreting the provisions of a statute enforced or administered by the agency and to implement or enforce any standard, requirement, or threshold as a term or condition of a license issued by the state agency; gubernatorial approval of proposed administrative rules; economic impact analyses of proposed rules and emergency rules; and venue in a declaratory judgment action seeking judicial review of the validity of an administrative rule and in an action in which the sole defendant is the state.

By committee on Assembly Organization, by request of Governor Scott Walker and Representative Tiffany.

To committee on **Judiciary and Ethics**.

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### COMMITTEE REPORTS

The joint committee on **Finance** reports and recommends:

### Assembly Bill 2, January 2011 Special Session

Relating to: creating a nonrefundable individual income tax credit for certain amounts relating to health savings accounts that may be deducted from, or are exempt from, federal income taxes.

Assembly Substitute Amendment 1 adoption:

Ayes: 12 – Representatives Vos, Meyer, Strachota, LeMahieu, Nygren and Kleefisch; Senators Darling, Olsen, Harsdorf, Grothman, Leibham and Hopper.

Noes: 4 – Representatives Grigsby and Shilling; Senators Taylor and Jauch.

Passage as amended with emergency statement (s. 16.47(2) Wisconsin Statutes).

Ayes: 12 – Representatives Vos, Meyer, Strachota, LeMahieu, Nygren and Kleefisch; Senators Darling, Olsen, Harsdorf, Grothman, Leibham and Hopper.

Noes: 4 – Representatives Grigsby and Shilling; Senators Taylor and Jauch.

To committee on **Rules**.

### Assembly Bill 3, January 2011 Special Session

Relating to: an income and franchise tax credit for businesses that relocate to this state.

Assembly Substitute Amendment 2 adoption:

Ayes: 16 – Representatives Vos, Meyer, Strachota, LeMahieu, Nygren, Kleefisch, Grigsby and Shilling;

Senators Darling, Olsen, Harsdorf, Grothman, Leibham, Hopper, Taylor and Jauch.

Noes: 0.

Passage as amended, with emergency statement (s. 16.47(2) Wisconsin Statutes).

Ayes: 12 – Representatives Vos, Meyer, Strachota, LeMahieu, Nygren and Kleefisch; Senators Darling, Olsen, Harsdorf, Grothman, Leibham and Hopper.

Noes: 4 – Representatives Grigsby and Shilling; Senators Taylor and Jauch.

To committee on **Rules**.

#### **Assembly Bill 4, January 2011 Special Session**

Relating to: increasing the amount of the credits under the economic development tax credit program.

Assembly Amendment 6 adoption:

Ayes: 16 – Representatives Vos, Meyer, Strachota, LeMahieu, Nygren, Kleefisch, Grigsby and Shilling; Senators Darling, Olsen, Harsdorf, Grothman, Leibham, Hopper, Taylor and Jauch.

Noes: 0.

Passage as amended with emergency statement (s. 16.47(2) Wisconsin Statutes).

Ayes: 12 – Representatives Vos, Meyer, Strachota, LeMahieu, Nygren and Kleefisch; Senators Darling, Olsen, Harsdorf, Grothman, Leibham and Hopper.

Noes: 4 – Representatives Grigsby and Shilling; Senators Taylor and Jauch.

To committee on **Rules**.

*ROBIN VOS*  
Assembly Chairperson  
Joint Committee on Finance

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The committee on **Judiciary and Ethics** reports and recommends:

#### **Assembly Bill 1, January 2011 Special Session**

Relating to: limiting noneconomic damages awarded in actions against long-term care providers; actions against manufacturers, distributors, sellers, and promoters of certain products; confidentiality of health care services reviews; use as evidence of information regarding health care providers; reporting of quality indicators identifying individual hospitals; homicide or injury by negligent handling of a dangerous weapon, explosives, or fire; criminal abuse of individuals at risk; criminal abuse and neglect of patients and residents; evidence of lay and expert witnesses; damages for frivolous claims; and punitive damage awards.

Assembly Amendment 8 adoption:

Ayes: 7 – Representatives J. Ott, T. Larson, Kestell, Kerkman, Jacque, Staskunas and D. Cullen.

Noes: 0.

Assembly Amendment 9 adoption:

Ayes: 5 – Representatives J. Ott, T. Larson, Kestell, Kerkman and Jacque.

Noes: 2 – Representatives Staskunas and D. Cullen.

Passage as amended:

Ayes: 5 – Representatives J. Ott, T. Larson, Kestell, Kerkman and Jacque.

Noes: 2 – Representatives Staskunas and D. Cullen.

To committee on **Rules**.

*JIM OTT*  
Chairperson  
Committee on Judiciary and Ethics

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#### **ADJOURNMENT**

Representative Ballweg moved that the Assembly stand adjourned until 11:00 A.M. on Thursday, January 20.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

3:46 P.M.